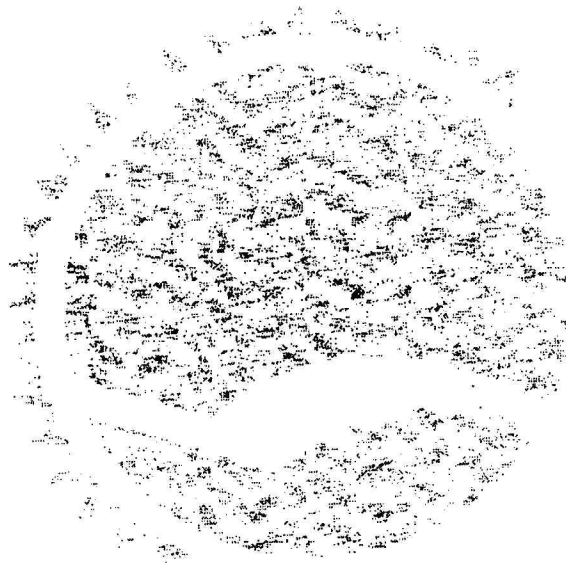

ORAL AND VIDEOTAPED DEPOSITION OF THERESA ALLEN

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WITNESS COPY

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1 A Complete.
 2 Q -- investigated in 90 days?
 3 A I think that's what she said.
 4 Q Okay. This case was filed in October -- excuse
 5 me, on August 23rd of 2009, correct?
 6 A Uh-huh.
 7 Q What is 90 days from there?
 8 A I don't know when 90 days is, but I'm going to
 9 tell you this.
 10 Q Would it be November 23rd, 2009?
 11 A I can't -- I don't think so. I mean -- August,
 12 September, October, November. I'm sure.
 13 Q Okay. And in fact, when you allege that she
 14 spoke to you, accepting your allegation it's
 15 true, it was not even October 23rd yet, correct?
 16 A When she spoke to me, it was November the --
 17 November the 12th, I think.
 18 Q Okay. So assuming that there was a 90-day rule,
 19 that 90-day rule wouldn't have run for another
 20 11 days.
 21 A This is true. That's why she told me she had to
 22 come get the children.
 23 Q Ma'am, does it make any sense if she had 11 days
 24 to close an investigation, that she would just
 25 have to come get the children?

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1 MR. BRANSON: Objection, speculation.
 2 A Sir, when you ask her -- you know, you have to
 3 ask them. I don't work for CPS.
 4 Q (BY MR. SEAQUIST) I know what her testimony is.
 5 I'm asking you about yours?
 6 A I gotcha. Well, I'm going to tell you this.
 7 And whatever is in between the lines on the back
 8 of it, you write it. Yolanda AlOUGH called me.
 9 identified herself, left a voice message. I
 10 returned her phone call and she told me on the
 11 speaker phone, with Pastor Jim McKinnon sitting
 12 right there, that they overlooked my daughter's
 13 case. She wasn't in -- she had to -- I don't
 14 even -- what she was saying, was just -- it was
 15 such a shock. All I heard was, "I'm going to
 16 have to come get the kids." Then she started
 17 telling me they had 90 days to complete an
 18 investigation, she had been a private
 19 investigator for five years. Now, if that's a
 20 lie, then I'm lying right behind her. Because,
 21 I mean, why am I going to throw that in there?
 22 I'm trying to throw something in there so that
 23 you can investigate that to see if that's a
 24 fact. And then you'll know that what she told
 25 me is the truth. Okay? Or that what I'm

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1 telling you is a fact.
 2 Q So if she told you she was an investigator for
 3 five years, then she also told you that she was
 4 afraid of losing her job and was going to take
 5 the kids away?
 6 A I don't know why she was telling me. She just a
 7 talkative woman, just whatever. I didn't
 8 believe half of what she was telling at all.
 9 You know, earlier in the break. But she told me
 10 that. She told me that her name was Yolanda
 11 AlOUGH, and that she was an investigator with
 12 Children's Protective Services and that she --
 13 my daughter's case had gotten overlooked and
 14 that she had to close this case -- I mean, she
 15 had to complete her investigation in 90 days.
 16 Now, if that's a fact, then you go and
 17 investigate that and see if that's when they
 18 have to conclude it. Because I don't know that.
 19 And then, and that's the same thing I sent up to
 20 the ombudsman when I filed my report.
 21 Q Okay. What --
 22 A And then after that -- do you want me to finish
 23 answering your question?
 24 Q I think you've gone way beyond my question with
 25 what you're saying.

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1 A Okay. I'm just trying to let you know. Her
 2 cell phone number should be on it.
 3 MR. BRANSON: Shh.
 4 THE WITNESS: Sorry.
 5 (Whereupon T. Allen Exhibits 7 to 9 were
 6 marked.)
 7 Q (BY MR. SEAQUIST) Well, Exhibit 7 in the phone
 8 records that you have provided for November 11th
 9 through it looks like December 9th. The phone
 10 records identify three calls on that day. Which
 11 one was your call going to AlOUGH?
 12 A Her call to me, you mean? I think I -- wait a
 13 minute, who scratched this out? How am I
 14 supposed to look at this?
 15 Q I don't know. That's the way your counsel
 16 produced them to me, ma'am.
 17 A That probably was highlighted. I don't know but
 18 they're good at scratching it out. But I got --
 19 I got -- all of these that are scratched out are
 20 hers.
 21 MR. BRANSON: Can we go off the record
 22 for a second?
 23 MR. SEAQUIST: Yes.
 24 THE VIDEOGRAPHER: It's 4:00 o'clock,
 25 off record.

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1 (Discussion off the record.)
 2 THE VIDEOGRAPHER: 4:01, back on
 3 record.
 4 Q (BY MR. SEAQUIST) All right. Ms. Allen in
 5 discussions off the record I think we've
 6 identified that the copies of your phone bill
 7 that were produced to us may have been obscured
 8 by some highlighting that you have made.
 9 Counsel is representing he's going to try to get
 10 me a clean copy. My question for you is just so
 11 we are clear so that when we evaluate the clean
 12 copy of this phone bill, your allegation is that
 13 you called Yolanda Alpough on her personal cell
 14 phone number; is that right?
 15 A She called me first.
 16 Q She called and left you a message.
 17 A She called me and left me a message in one of
 18 these -- this.
 19 Q And it was not in that message -- she did not
 20 say in that message anything about being afraid
 21 for her job or taking the children, correct?
 22 A No, she didn't say it until I called back.
 23 Q She asked you to give her a call back; is that
 24 right?
 25 A Yes, it is.

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1 Q You did indicate on one of these which is No. 75
 2 there, which is on Bates 420. These are not
 3 DFPS Bates like the other Bates numbers I've
 4 referenced. It's just Bates 420. You had
 5 written daughter there. Is it your testimony
 6 that that is Renesha Allen's number?
 7 A Yes.
 8 Q Is this her cell phone number?
 9 A Yes. Uh-huh.
 10 Q Is that Renesha Al he knows number?
 11 A Yes.
 12 Q Is that her cell phone number?
 13 A Yes.
 14 Q And if I tell you I can see through the ink that
 15 those are a bunch of different numbers. But
 16 they're not all calls to one number, correct?
 17 A Nope. Some was to the office and some was to
 18 the -- I'm trying to see how you're seeing
 19 through.
 20 Q Well --
 21 A Can I see yours? Maybe I can see through.
 22 Q You can try.
 23 A Maybe you can write down a few of the numbers?
 24 You see some of these numbers?
 25 Q Uh-huh.

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1 Q And then you called her back from your cell
 2 phone; is that right?
 3 A Yes, I did.
 4 Q And you called her on her personal cell phone
 5 number?
 6 A Yes, I did. That's the number I assume it was,
 7 because it had her voice mail and it wasn't --
 8 just like my cell pone. if you call me now.
 9 You'll get my -- you mentioned three calls. I
 10 see you have highlighted three calls?
 11 Q Well --
 12 A So I assume that there's 16. There's 2 --
 13 Q Somehow these are just out of order.
 14 A I see a 281.865.6670.
 15 Q Is it your belief that's Yolanda Alpough's
 16 number?
 17 A I don't know. I just see it marked out on
 18 yours. There's a reason you had to mark them
 19 out.
 20 Q I marked the three that looked like they were on
 21 November 12th. It looks like there's some more
 22 on the third page on November 12th. You don't
 23 know which one of these is supposed to have been
 24 Yolanda Alpough's number. Is that right?
 25 A No.

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1 A Maybe I need your glasses then to see. Because
 2 I mean, I see 713, something, something.
 3 something. I see the last part of these. I
 4 mean, can you see them?
 5 Q Well, I'm not going to guess and I'm not going
 6 to have you guess at what the numbers are.
 7 We'll get the clean copy.
 8 MR. BRANSON: Could we go off the
 9 record a second.
 10 MR. SEAQUIST: Yeah.
 11 THE VIDEOGRAPHER: 4:05, off the
 12 record.
 13 (Discussion off the record.)
 14 THE VIDEOGRAPHER: 4:07, back on
 15 record.
 16 Q (BY MR. SEAQUIST) All right. It's your
 17 testimony that you were not living on Tinker
 18 Street in the October, November, 2009, time
 19 frame; is that right?
 20 A No, I wasn't living there.
 21 Q Okay.
 22 A And it wasn't Tinker. I moved from -- yeah.
 23 That's where I moved from.
 24 Q You moved from Tinker to Wood Bayou, I think is
 25 what you said.

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1 A Yeah. And then I moved from Wood Bayou to --
 2 Q Burnham Wood?
 3 A Yes.
 4 Q And when was that move?
 5 A August 20th.
 6 Q So, in fact, at the time you made the report,
 7 you would have already been at Burnham Wood?
 8 A Yep.
 9 Q But you would have just moved -- how long were
 10 you at Wood Bayou?
 11 A About two, three years.
 12 Q I thought you were at Tinker Street -- tell me
 13 if I'm wrong. Were you not at Tinker Street
 14 when Renesha and the children were staying with
 15 you under the family services plan?
 16 A I told you I live at each place two years. I
 17 stayed on Tinker Street two years. I moved
 18 there before Renesha had the baby. Remember?
 19 And then when they moved out in 2007, I moved
 20 out in 2008, if I'm not mistaken.
 21 Q Okay. And then 2008 you moved to?
 22 A I moved to --
 23 Q Wood Bayou?
 24 A No, I think I moved from Wood Bayou to the --
 25 let me think. I can't remember.

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1 A Well, because it was my understanding -- oh,
 2 you're talking about in their file.
 3 Q Uh-huh?
 4 A I don't know. She said she went on Wood Bayou,
 5 if I'm not mistaken, that's what she says in her
 6 report. She said my last known address.
 7 Q Well, it says on her report here that she had
 8 gone by the address given on the referral to
 9 15035 Tinker Street.
 10 A I'll have to go back and check.
 11 Q Okay. All right. Ms. -- okay. Did you ever
 12 allege that Renesha sold her food stamps?
 13 A I never knew it. I mean, I just was told. A
 14 lot of stuff, like I said, I was told and what
 15 that girl was doing. I didn't really know what
 16 she was doing and --
 17 Q But that is something you had heard.
 18 A I had heard, yes, sir.
 19 Q Okay. And I think you've testified that one
 20 time Renesha had called you frantically because
 21 she couldn't find the keys to the van she drove?
 22 A I don't remember.
 23 Q Okay. You testified, I think, that she was, you
 24 know, high and trying to drive the van and she
 25 got flustered?

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1 Q You know, I may have a document later on that
 2 will help us out with that. Anyway, at the time
 3 you made the complaint --
 4 A I moved from -- yes. I moved from Tinker to
 5 Wood Bayou, I want to say. Because I moved in
 6 2009 to Burnham Wood.
 7 Q Burnham Wood.
 8 A Yes.
 9 Q And that was in August?
 10 A And I'm still there now.
 11 Q Okay. So in the year -- in August of 2009 you
 12 were at Wood Bayou only a year and a half.
 13 A I moved from Wood Bayou to Burnham Wood.
 14 Q Okay. So not quite two years at Wood Bayou,
 15 about a year and a half or less?
 16 A Yes. I found out pretty quick I didn't like it
 17 over there.
 18 Q In terms of your last contact with CPS when the
 19 family service plan was going on, you were over
 20 at Tinker Street.
 21 A Yes.
 22 Q Okay. So it would make sense that that would be
 23 the address that was in CPS's files.
 24 A Nope.
 25 Q Why is that ma'am.

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1 A Are you -- I mean, you're talking about --
 2 Q I'm asking you.
 3 A You're telling me that I testified to that.
 4 Q I believe that you testified to some extent --
 5 I'm not stating your exact words. But I do
 6 believe you testified earlier when she was
 7 unable -- that she would call you if she was
 8 frustrated with the van situation?
 9 A No. What I told you was that when she wanted me
 10 to keep the kids -- because, of course, I would
 11 tell her it's time to see the kids. The kids
 12 wanted to see her. And she explained she was
 13 driving the van for the daycare.
 14 Q Okay. Did she ever call you and tell you that
 15 she had lost the keys to that van?
 16 A I don't remember.
 17 Q Okay. Don't know one way or the other?
 18 A No. And again, I just don't remember.
 19 Q Did you tell Ms. Alrough that yours was a family
 20 and not numbers on a page?
 21 A Excuse me?
 22 Q Did you tell her when you spoke to her that you
 23 wanted her to know that you guys were a family
 24 and not just numbers? Does that sound like
 25 something you would say?

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